

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ JUL 22 2011 ★

United States of America,

Plaintiff(s),

BROOKLYN OFFICE

v.

Case No. 2:11-mj-30365-JU

Salem Alshdaifat,

EDNY 11CR340(ERK)

Defendant(s).

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**NOTICE OF TRANSFER PURSUANT TO RULE 5(c)(3)(E)  
OF THE FEDERAL RULES OF CRIMINAL PROCEDURE**

TO: U.S. DISTRICT COURT FOR THE EASTERN DISTRICT OF NEW YORK

Enclosed are certified copies of the Order returning this case to your Court pursuant to Fed. R. Crim P. 5(c)(3)(E) and the docket sheet. The case record is electronic and can be viewed at our Court's Intranet website via the J-Net.

Please acknowledge receipt of this record by returning a time-stamped copy of this notice to:

Clerk's Office  
U.S. District Court for the Eastern District of Michigan  
231 W. Lafayette Blvd., 5th Floor  
Detroit, MI  
48226  
(313) 234-5005

**Certification**

I hereby certify that this Notice was electronically filed, and the parties and/or counsel of record were served.

DAVID J. WEAVER, CLERK OF COURT

By: s/ D. Worth  
Deputy Clerk

Dated: July 18, 2011

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN

United States of America,

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v.

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Deputy Clerk

Dated: July 18, 2011

**U.S. District Court  
Eastern District of Michigan (Detroit)  
CRIMINAL DOCKET FOR CASE #: 2:11-mj-30365-JU All Defendants  
Internal Use Only**

Case title: United States of America v. Alshdaifat  
Other court case number: CR 11 340 USDC - Eastern  
District of New York

Date Filed: 07/13/2011

Assigned to: Honorable Unassigned

**Defendant (1)**

**Salem Alshdaifat**

represented by **Christopher A. Andreoff**  
Jaffe, Raitt,  
27777 Franklin Road  
Suite 2500  
Southfield, MI 48034-8214  
248-351-3000  
Email: candreoff@jafferaitt.com  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Retained*

**Pending Counts**

None

**Disposition**

**Highest Offense Level (Opening)**

None

**Terminated Counts**

None

I hereby certify that the foregoing is  
a true copy of the original on file in this  
Office.

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN

**Highest Offense Level (Terminated)**

None

By Doreen W. Wood  
Deputy Clerk  
Dated 7-18-11

**Complaints**

Rule 5(c)(3) from Eastern New York










**Disposition**








**Plaintiff**

**United States of America**

represented by **Sara D. Woodward**  
United States Attorney's Office, Eastern

District of Mi  
 General Crimes  
 211 W. Fort  
 Ste 2001  
 Detroit, MI 48226  
 (313) 226-9180  
 Fax: 313-226-2372  
 Email: sara.woodward@usdoj.gov  
**ATTORNEY TO BE NOTICED**  
*Designation: U.S. Attorney*

Date Filed	#	Docket Text
07/13/2011	 <u>1</u>	PETITION for Transfer under Rule 5(c)(3) by United States of America as to Salem Alshdaifat (1). (MLan) (Entered: 07/14/2011)
07/13/2011		Minute Entry for proceedings held before Magistrate Judge R. Steven Whalen: Initial Appearance in Rule 5(c)(3)/Rule 40 Proceedings as to Salem Alshdaifat held on 7/13/2011. <b>Detention Hearing and Removal Hearing set for 7/14/2011 01:00 PM</b> (Tape #: RSW 7/13/11) (Defendant Attorney: Christopher Andreoff) (AUSA: Sara Woodward) (MLan) (Entered: 07/14/2011)
07/13/2011	 <u>2</u>	NOTICE OF ATTORNEY APPEARANCE: Christopher A. Andreoff appearing for Salem Alshdaifat. (DWor) (Entered: 07/15/2011)
07/13/2011	 <u>3</u>	ORDER scheduling a Detention Hearing as to Salem Alshdaifat. Signed by Magistrate Judge R. Steven Whalen. (DWor) (Entered: 07/15/2011)
07/14/2011		Minute Entry for proceedings held before Magistrate Judge R. Steven Whalen: Removal Hearing not held on 7/14/2011. Disposition: Defendant waives removal hearing. (Tape #: RSW 7/14/11) (Defendant Attorney: Christopher Andreoff) (AUSA: Sara Woodward) (MLan) (Entered: 07/15/2011)
07/14/2011		Minute Entry for proceedings held before Magistrate Judge R. Steven Whalen: Detention Hearing as to Salem Alshdaifat held on 7/14/2011 and <b>(Continued to 7/15/2011 01:00 PM)</b> (Tape #: RSW 7/14/11) (Defendant Attorney: Christopher Andreoff) (AUSA: Sara Woodward) (MLan) (Entered: 07/15/2011)
07/14/2011	 <u>11</u>	WAIVER of Rule 5 Hearings by Salem Alshdaifat. (DWor) (Entered: 07/18/2011)
07/15/2011	 <u>4</u>	SUPPLEMENTAL BRIEF re <u>3</u> Order by United States of America as to Salem Alshdaifat (Attachments: # <u>1</u> Exhibit A -- Canadian Charter of Rights and Freedoms, # <u>2</u> Exhibit Immigration and Refugee Protection Act, # <u>3</u> Exhibit July 14 ICE Press Release) (Woodward, Sara) (Entered: 07/15/2011)
07/15/2011	 <u>5</u>	SUPPLEMENTAL BRIEF re <u>3</u> Order by Salem Alshdaifat (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1 - CBSA website posting, # <u>3</u> Exhibit 2 -

		CPIC overview, # 4 Exhibit 3 - CBSA confirmation, # 5 Exhibit 4 - U.S. Customs-Border Protection Manual excerpt, # 6 Exhibit 5 - Docket Sheet/Complaint (New York case), # 7 Exhibit 6 - Release Order, # 8 Exhibit 7 - Release Order) (Andreoff, Christopher) (Entered: 07/15/2011)
07/15/2011	 <u>8</u>	Minute Entry for proceedings held before Magistrate Judge R. Steven Whalen: Detention Hearing as to Salem Alshdaifat held on 7/15/2011 Disposition: Bond set in the amount of \$100,000 unsecured. Bond stayed until 7/18/2011 at 5:00 p.m. pending appeal to U.S. District Court in the Eastern District of New York. (Tape #: RSW 7/15/11) (Defendant Attorney: Christopher Andreoff) (AUSA: Sara Woodward) (MLan) (Entered: 07/15/2011)
07/15/2011	 <u>8</u>	ORDER Setting Conditions of Release as to Salem Alshdaifat. Signed by Magistrate Judge R. Steven Whalen. (DWor) (Entered: 07/18/2011)
07/15/2011	 <u>9</u>	Bond as to Salem Alshdaifat in the amount of \$100,000.00 Unsecured entered. (DWor) (Entered: 07/18/2011)
07/15/2011	 <u>10</u>	AGREEMENT to Assume Custody of the Defendant as to Salem Alshdaifat. (DWor) (Entered: 07/18/2011)
07/18/2011	 <u>6</u>	TRANSCRIPT of Detention Hearing held on 07/14/2011 as to Salem Alshdaifat. (Court Reporter/Transcriber: Marie Metcalf) (Number of Pages: 56) The parties have 21 days to file with the court and Court Reporter/Transcriber a Redaction Request of this transcript. If no request is filed, the transcript may be made remotely electronically available to the public without redaction after 90 days. Redaction Request due 8/8/2011. Redacted Transcript Deadline set for 8/18/2011. Release of Transcript Restriction set for 10/17/2011. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date, the transcript is publicly available. (Metcalf, M) (Entered: 07/18/2011)
07/18/2011	 <u>7</u>	TRANSCRIPT of Detention Hearing - Conclusion held on 07/15/2011 as to Salem Alshdaifat. (Court Reporter/Transcriber: Marie Metcalf) (Number of Pages: 34) The parties have 21 days to file with the court and Court Reporter/Transcriber a Redaction Request of this transcript. If no request is filed, the transcript may be made remotely electronically available to the public without redaction after 90 days. Redaction Request due 8/8/2011. Redacted Transcript Deadline set for 8/18/2011. Release of Transcript Restriction set for 10/17/2011. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date, the transcript is publicly available. (Metcalf, M) (Entered: 07/18/2011)
07/18/2011	 <u>12</u>	NOTICE transferring case to *EASTERN DISTRICT OF NEW YORK* as to Salem Alshdaifat. (DWor) (Entered: 07/18/2011)

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

F I L E D  
JUL 14 2011  
CLERK'S OFFICE  
DETROIT

UNITED STATES OF AMERICA,

Plaintiff

**WAIVER OF RULE 5 AND 5.1 HEARINGS  
(Excluding Probation Violation Cases)**

v.

Case No. 11-30365  
Originating No 11-340

SALEM ALSHDAIFAT,

Defendant.

I understand that in the Eastern District of New York, charges are pending alleging violation of **Conspiracy to Smuggle Goods Into the United States, and False Statements** and that I have been arrested in this District and taken before a United States Magistrate Judge who informed me of my right to:

1. Retain counsel or request the assignment of counsel if I am unable to afford one.
2. Request transfer of the proceedings to this district pursuant to Fed. R. 20, in order to plead guilty.
3. Have an identity hearing to determine if I am the person named in the charge.
4. Have a preliminary examination (unless and indictment has been returned or an information filed) to determine whether there is probable cause to believe an offense has been committed by me; the hearing to be held either in this district of the district of prosecution.

I hereby certify that the foregoing is a true copy of the original on file in this Office.

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN

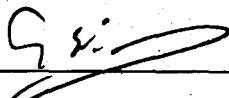
By Dorene Woods  
Deputy Clerk

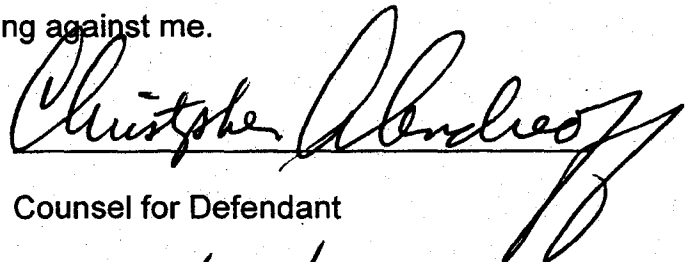
Dated 7-18-11

I HEREBY WAIVE (GIVE UP) MY RIGHT TO A(N):

- ( ) identity hearing
- ( ) preliminary examination
- ☒ identity hearing and have been informed I have no right to a preliminary hearing
- ( ) identity hearing but request a preliminary hearing to be held in the district of prosecution

and therefore consent to the issuance of an order requiring my appearance in the prosecuting district where the charges is pending against me.

  
\_\_\_\_\_  
Defendant **SALEM ALSHIDAI FAY**  
Date: **7/14/11**

  
\_\_\_\_\_  
Counsel for Defendant  
Date: **7/14/11**